



DEPARTMENT OF THE ARMY
BUFFALO DISTRICT, CORPS OF ENGINEERS
1776 NIAGARA STREET
BUFFALO, NEW YORK 14207-3199

REPLY TO
ATTENTION OF

PERMITTEE: CAROLINE DEBOARD

PERMIT NUMBER: 2000-00846(0)

EFFECTIVE DATE: February 13, 2001

NOTE: The term you and its derivatives, as used in this permit, means the permittee or any future transferee. The term "this office" refers to the appropriate district or division office of the Corps of Engineers having jurisdiction over the permitted activity under the authority of the commanding officer.

You are authorized to perform work in accordance with the terms and conditions specified below. (and continue on page 5)

PROJECT DESCRIPTION: CAROLINE DEBOARD, P.O. BOX 332, KELLEYS ISLAND, OHIO 43438, IS HEREBY AUTHORIZED BY THE SECRETARY OF THE ARMY TO: EXTEND A STEEL CRIB DOCK WITH A T-CRIB AND AN L-LEG IN ACCORDANCE WITH THE GENERAL AND SPECIAL CONDITIONS, AND THE PLANS AND DRAWINGS AND ANY ADDITIONAL SPECIAL CONDITIONS ATTACHED HERETO WHICH ARE INCORPORATED IN AND MADE A PART OF THIS PERMIT.

PROJECT LOCATION: THE PROJECT IS LOCATED IN LAKE ERIE, AT 229 LAKE SHORE DRIVE, VILLAGE OF KELLEYS ISLAND, ERIE COUNTY, OHIO.

PERMIT CONDITIONS

GENERAL CONDITIONS:

1. The time limit for completing the work authorized ends on February 13, 2004. If you find that you need more time to complete the authorized activity, submit your request for a time extension to this office for consideration at least one month before the above date is reached.
2. You must maintain the activity authorized by this permit in good condition and in conformance with the terms and conditions of this permit. You are not relieved of this requirement if you abandon the permitted activity, although you must make a good faith transfer to a third party in compliance with General Condition 4 below. Should you wish to cease to maintain the authorized activity, or should you desire to abandon it without a good faith transfer, you may obtain a modification of this permit from this office, which may require restoration of the area.
3. If you discover any previously unknown historic or archaeological remains while accomplishing the activity authorized by this permit, you must immediately notify this office of what you have found. We will initiate the Federal and state coordination required to determine if the remains warrant a recovery effort or if the site is eligible for listing in the National Register of Historic Places.
4. If you sell the property associated with this permit, you must obtain the signature of the new owner in the space provided and forward a copy of the permit to this office to validate the transfer of this authorization.
5. If a conditioned water quality certification has been issued for your project, you must comply with the conditions specified in the certification as special conditions to this permit.
6. You must allow representatives from this office to inspect the authorized activity at any time deemed necessary to ensure that it is being or has been accomplished in accordance with the terms and conditions of your permit.

FURTHER INFORMATION:

1. Congressional Authorities: You have been authorized to undertake the activity described above pursuant to:

Section 10 of the Rivers and Harbors Act of 1899 and

Section 404 of the Clean Water Act (33 U.S.C. 1344).

2. Limits of this authorization.

- a. This permit does not obviate the need to obtain other Federal, state or local authorizations required by law.
- b. This permit does not grant any property rights or exclusive privileges.
- c. This permit does not authorize any injury to the property or rights of others.
- d. This permit does not authorize interference with any existing or proposed Federal project.

3. Limits of Federal Liability. In issuing this permit, the Federal Government does not assume any liability for the following:

a. Damages to the permitted project or uses thereof as a result of other permitted or unpermitted activities or from natural causes.

b. Damages to the permitted project or uses thereof as a result of current or future activities undertaken by or on behalf of the United States in the public interest.

c. Damages to persons, property, or to other permitted or unpermitted activities or structures caused by the activity authorized by this permit.

d. Design or construction deficiencies associated with the permitted work.

e. Damage claims associated with any future modification, suspension, or revocation of this permit.

4. Reliance on Applicant's Data: The determination of this office that issuance of this permit is not contrary to the public interest was made in reliance on the information you provided.

5. Reevaluation of Permit Decision. This office may reevaluate its decision on this permit at any time the circumstances warrant. Circumstances that could require a reevaluation include, but are not limited to, the following:

a. You fail to comply with the terms and conditions of this permit.

b. The information provided by you in support of your permit application proves to have been false, incomplete, or inaccurate (see 4 above).

c. Significant new information surfaces which this office did not consider in reaching the original public interest decision.


Such a reevaluation may result in a determination that it is appropriate to use the suspension, modification, and revocation procedures contained in 33 CFR 325.7 or enforcement procedures such as those contained in 33 CFR 326.4 and 326.5. The referenced enforcement procedures provide for the issuance of an administrative order requiring you to comply with the terms and conditions of your permit and for the initiation of legal action where appropriate. You will be required to pay for any corrective measures ordered by this office, and if you fail to comply with such directive, this office may in certain situations (such as this specified in 33 CFR 209.170) accomplish the corrective measures by contract or otherwise and bill you for the cost.

6. Extensions. General condition 1 establishes a time limit for the completion of the activity authorized by this permit. Unless there are circumstances requiring either a prompt completion of the authorized activity or a reevaluation of the public interest decision, the Corps will normally give favorable consideration to a request for an extension of this time limit.

Caroline DeLoach
(PERMITTEE)

2/5/01
(DATE)

This permit becomes effective when the Federal official, des
the Army, has signed below.


Glen R. DeWille, Lieutenant Colonel, U.S. Army
(DISTRICT COMMANDER)

(DATE)

(TRANSFEREE)

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SPECIAL CONDITIONS:

1. Disturbance to the bed and banks of the stream, lake or wetland shall be kept to the minimum necessary to complete the project.
2. That you are responsible for ensuring that the contractor and/or workers executing the activity(s) authorized by this permit have knowledge of the terms and conditions of the authorization and that a copy of the permit document is at the project site throughout the period the work is underway.
3. That no in-water work shall be performed between April 15 and June 15 to preclude adverse impacts on the spawning, nursery, and feeding activities of indigenous fish species.
4. That no on-shore work shall be performed between November 1 and June 1 to preclude adverse impacts to hibernating Lake Erie water snakes (*Nerodia sipedon insularum*).
5. No fresh concrete, leachate, or washings from concrete equipment and trucks, shall be allowed to enter any stream, lake or wetland. Only watertight or waterproof forms shall be used. Wet concrete shall not be poured to displace water within the forms.
6. That no dredging is authorized by this permit.
7. That the fill material shall be free of oil and grease, debris, wood, general refuse, plaster, and other pollutants, and shall contain no broken asphalt.
8. Your use of the permitted activity must not interfere with the public's right to free navigation on all navigable waters of the United States.
9. You must install and maintain, at your expense, any safety lights and signals prescribed by the United States Coast Guard (USCG), through regulations or otherwise, at your authorized facilities. The USCG may be reached at the following address: Commander (oan), U.S. Coast Guard, Ninth Coast Guard District, 1240 East Ninth Street, Cleveland, Ohio 44199-2060, by telephone: (216) 902-6074, by FAX: (216) 902-6071, or by email: FRichter@uscg.mil
10. That the Water Quality Certification issued for this project by the State of Ohio is part of this Department of the Army permit pursuant to Section 401(d) of the Clean Water Act. Noncompliance with any limitations or requirements stated in the certification may be a basis for suspension, revocation or modification of this permit.
11. The sides of the cribs shall not be sealed and must have openings amounting to at least 40 percent of the peripheral area of the crib. Stone placed in the crib must be large enough so as not to pass through the crib openings.

SPECIAL CONDITIONS CONTINUED:

12. Side staving, if used, shall not extend lower than one half the distance between the Ordinary High and Low Water level.

13. If beach wormwood (*Artemisia campestris*), a threatened species, is encountered during any portion of the construction, the location must be avoided, and the Ohio Department of Natural Resources, Division of Natural Areas and Preserves, must be consulted. The point of contact on Kelleys Island is Gary Obermiller (440)839-1561.

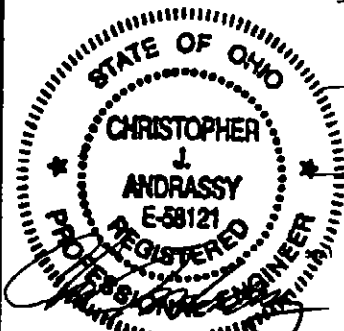
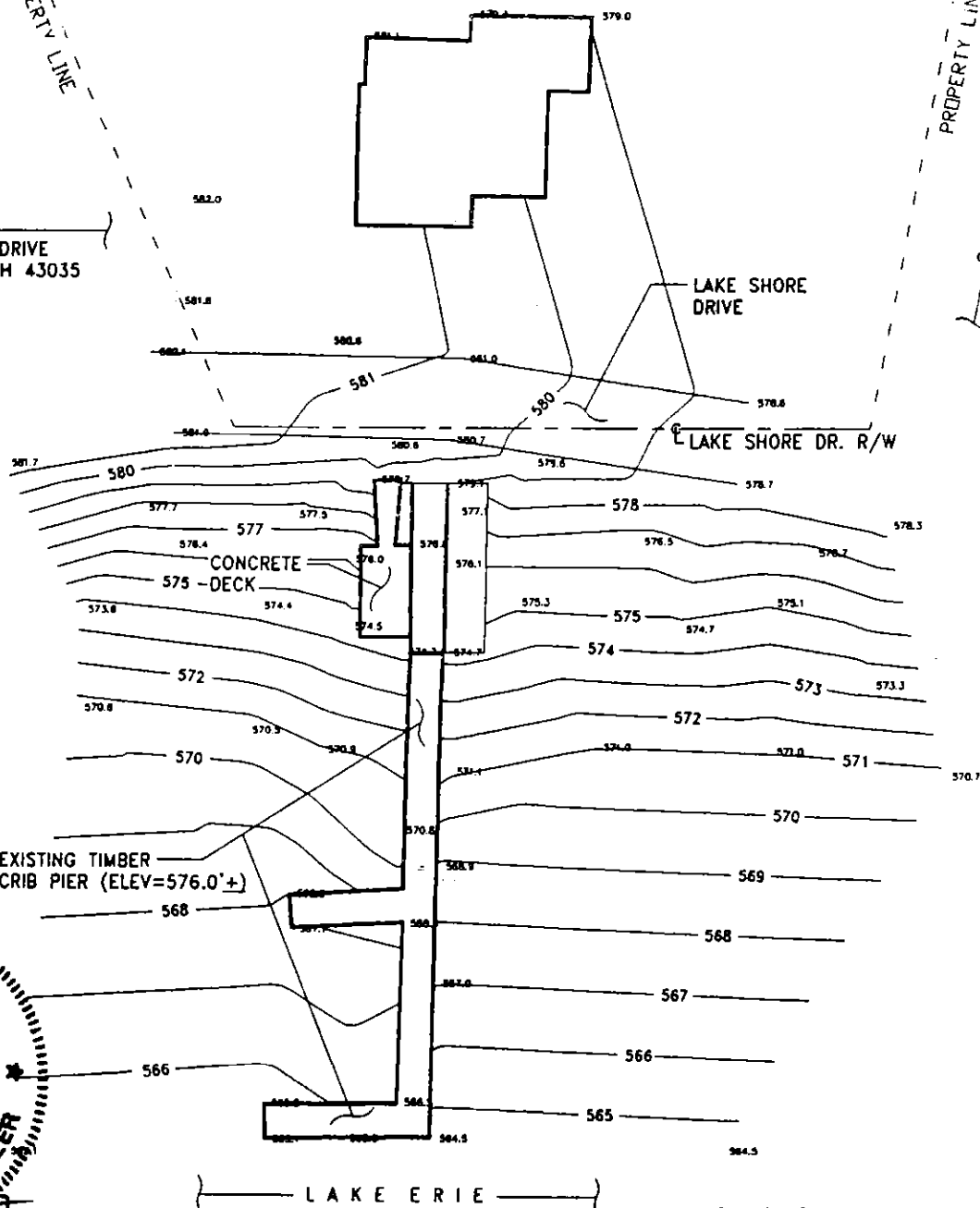


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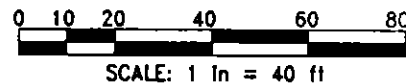
CAROLINE DeBOARD
229 LAKE SHORE DRIVE
KELLYS ISLAND, OH 43438

GEORGE QUILLIN
3254 FOXCROFF DRIVE
LEWIS CENTER, OH 43035

CAPITAL CONTROL INC.
PO BOX 25527
GARFIELD HTS., OH 44125



SITE SURVEYED 10/21/99; WATER LEVEL=570.5'
DATUM: 0.0 L.W.D.= 569.2 FT (IGLD '85)



PREPARED BY:
Andrassy Engineering, Ltd.

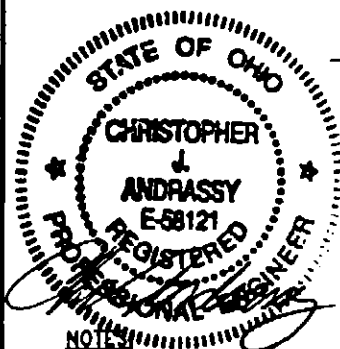
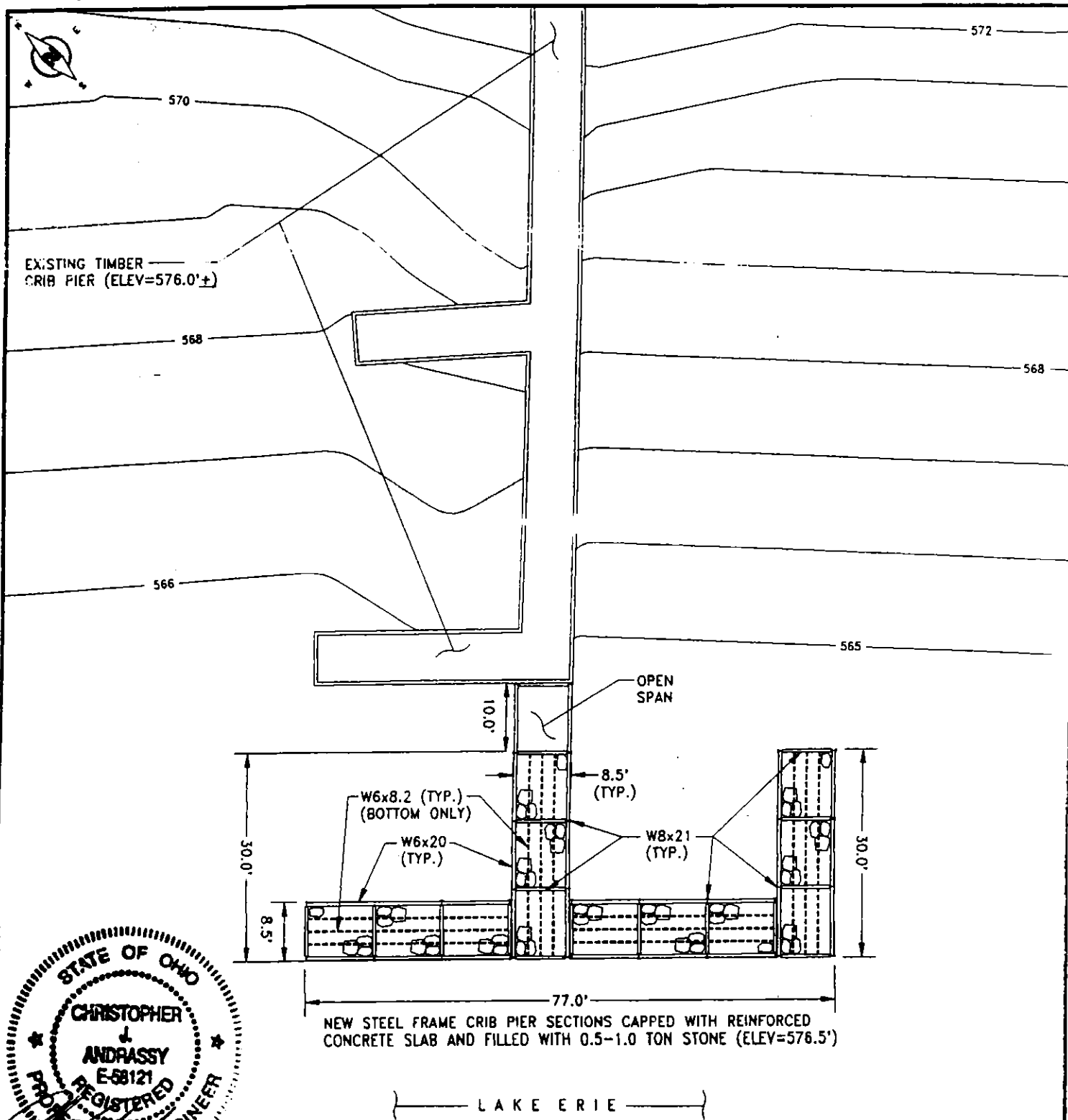
EXISTING SITE PLAN

APPLICANT:
CAROLINE DeBOARD

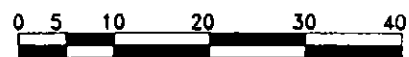
ADJACENT PROPERTY OWNERS:
Capital Control Inc. (Seaway Marina)
P.O. Box 25527, Garfield Heights, OH 44125
George Quillin (c/o A.M. Quillin)
3254 Foxcroft Drive, Lewis Center, OH 43035

STEEL CRIB PIER
KELLYS ISLAND, OHIO

DEBOARD, CAROLINE
D/A Processing No. 2000-00846(0)
Erie County, Ohio Quad: KELLEYS ISLAND
Sheet 2 of 4



- NOTES:
1. ALL HORIZONTAL MEMBERS ARE TOP AND BOTTOM UNLESS OTHERWISE NOTED.
 2. FULLY WELD ALL CONNECTIONS; IN ADDITION, FULLY WELD AND BOLT ALL W8x21 TO W8x21 AND W8x21 TO W6x20 CONNECTIONS.



SCALE: 1 in = 20 ft

DATUM: 0.0 L.W.D.= 569.2 FT (IGLD '85)

PREPARED BY:

Andrassy Engineering, Ltd.

PROPOSED PIER PLAN

APPLICANT:

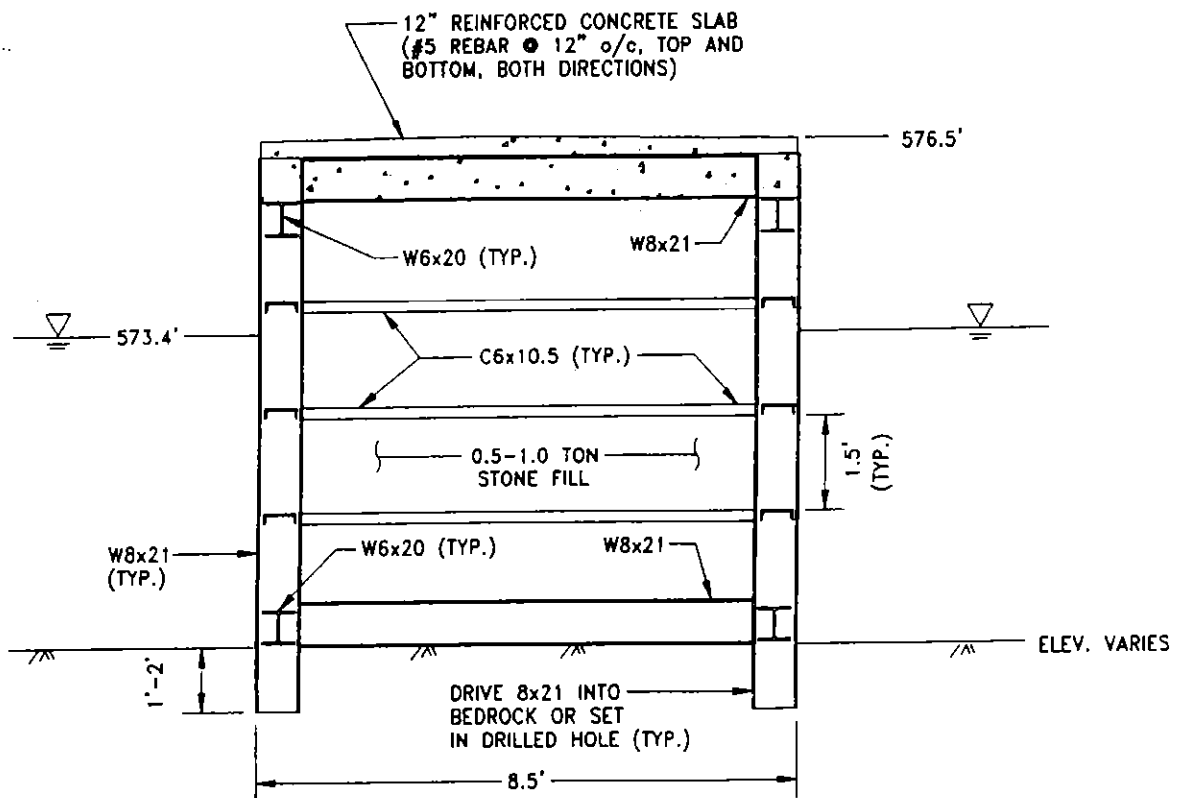
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**STEEL CRIB PIER
KELLYS ISLAND, OHIO**

DEBOARD, CAROLINE
D/A Processing No. 2000-00846(0)
Erie County, Ohio Quad: KELLEYS ISLAND
Sheet 3 of 4



SCALE: 1" = 3'



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TYPICAL CRIB SECTION

**STEEL CRIB PIER
KELLYS ISLAND, OHIO**

APPLICANT:

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